

Nixon Peabody LLP

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From: Ronald I. Eisenstein	Date: July 26, 2004	No. of Pages: (including this page)	Client/Matter: 700938-52740-RCE
User #: 7468	Ext: 6054	Disbursement Amount: \$	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Matsumoto, K. et al.

Application No.: 09/936,558

Group No.: 1615

Filed: 9/14/2001

Examiner: Pulliam, Amy E.

For: FAST DISINTEGRATING TABLETS AND METHOD OF PRODUCTION THEREOF

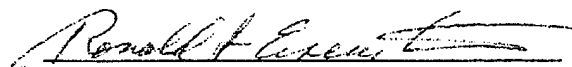
LETTER TO EXAMINER

Dear Sir/Madam:

Examiner Sheikh telephoned on July 26, 2004 to inquire as to the status of the above-identified application. We confirmed that we filed an RCE on January 27, 2004. Examiner Sheikh checked and indicated that the RCE submission is in the PALM system but that the documents have not been scanned into the system to date. This is more than six months after submission. Accordingly, we are resubmitting a copy of the RCE filing and postcard receipt.

Respectfully submitted,

Date: July 26, 2004



Ronald I. Eisenstein, Reg. No. 30,628
NIXON PEABODY LLP
100 Summer Street
Boston, MA 02110
(617) 345-6054/1270

Mailing Date: January 27, 2004
Client: Kaken
Inventors: MATSUMOTO, Keiko, et al.
Serial No.: 09/936,558
Filing Date: September 14, 2001

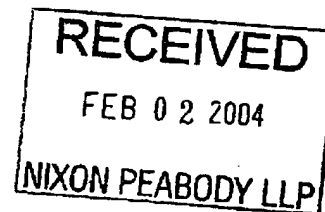
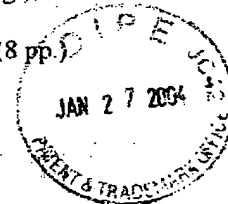
Attorney/Sec: RIE/NV/LMG
Docket No.: 700938-52740-RCE

Patent No.:
Grant Date:

The dating stamp of the Patent and Trademark Office hereon will be taken as the date of filing of:

1. Return Receipt Postcard
2. Check in the Amount of \$1,300.00;
3. Express Mail Certificate EL934999210 (2 pg.);
4. Fee Transmittal (1 pg.);
5. Petition for Three-Month Extension of Time (1 pg.);
6. Request for RCE Transmittal (1 pg.), and
7. Copy of Amendment Filed December 29, 2003 (8 pp.)

Due Date:



Mailing Date: January 27, 2004
Client: Kaken
Inventors: MATSUMOTO, Keiko et al.
Serial No.: 09/936,558
Filing Date: September 14, 2001

Attorney/Sec: RIE/NV/LMG
Docket No.: 700938-52740-RCE
Patent No.:
Grant Date:

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6. Request for RCE Transmittal (1 pg.); and
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			CHECK TOTAL \$ 1,300.00

DETACH STATEMENT BEFORE DEPOSITING CHECK

PAGE NO. 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MATSUMOTO, Keiko et al.
Application No.: 09/936,558 Group No.: 1615
Filed: September 14, 2001 Examiner: PULLIAM, Amy E.
For: FAST DISINTEGRATING TABLETS AND METHOD FOR
PRODUCTION THEREOF

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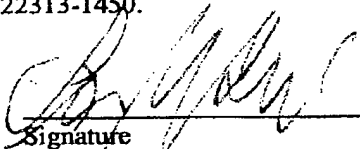
"Express Mail" Label Number: EL 934999210 US
Date of Deposit: January 27, 2004

I hereby state that the following *attached* papers and fees:

1. Return Receipt Postcard;
2. Check in the Amount of \$1,300.00;
3. Express Mail Certificate EL934999210 (2 pg.);
4. Fee Transmittal (1 pg.);
5. Petition for Three-Month Extension of Time (1 pg.);
6. Request for RCE Transmittal (1 pg.); and
7. Copy of Amendment Filed December 29, 2003 (8 pp.).

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. section 1.10, on the date indicated above and is addressed to MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

is on the date shown below being:



Signature

Date: January 27, 2004

Linda M. Ginsberg
(type or print name of person certifying)

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$1,300.00)

Complete if Known

Application Number 09/936,558
Filing Date September 14, 2001
First Named Inventor Keiko Matsumoto
Examiner Name PULLIAM, Amy E.
Art Unit 1615
Attorney Docket No. 700938-52740

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit
Account
Number
Deposit
Account
Name

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Nixon Peabody LLP

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FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	*530.00
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	770.00
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) *Two month ext. paid 12/29/03: \$530 difference

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 1,300.00

SUBMITTED BY

Name (Print/Type) Ronald I. Eisenstein/Nicole L.M. Valtz

Registration No.
(Attorney/Agent)

30,628/47,150

(Complete if applicable)

Telephone 617-345-6054

Signature

Ronald I. Eisenstein

Date January 27, 2004

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Practitioner's Docket No. 700938-52740-RCE

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MATSUMOTO, Keiko et al.
Application No.: 09/936,558 Group No.: 1615
Filed: September 14, 2001 Examiner: PULLIAM, Amy E.
For: FAST DISINTEGRATING TABLETS AND METHOD FOR
PRODUCTION THEREOF

ADDENDUM TO RCE TRANSMITTAL

- 1 b. Other: Petition for 3 Month Extension of Time; Fee Transmittal; Check \$1,300; Express Mail Certificate No. EL934999210US; and Return Receipt Postcard.

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Request For Continued Examination (RCE) Transmittal

Address to:
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Application Number	09/936,558
Filing Date	September 14, 2001
First Named Inventor	Keiko Matsumoto
Art Unit	1615
Examiner Name	PULLIAM, Amy E.
Attorney Docket Number	700938-52740-RCE

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☒ Other See Addendum

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0850

i. ☒ RCE fee required under 37 CFR 1.17(e) \$ 770.00

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) \$530 (3 mo. ext.; 2 mo. paid 12/29/03)

iii. ☐ Other _____

b. ☒ Check in the amount of \$ 1,300.00 enclosed

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Ronald I. Eisenstein	Registration No. (Attorney/Agent)	30,628
Signature	<i>Ronald I. Eisenstein</i>	Date	January 27, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

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Name (Print/Type)	Linda M. Ginsberg	Date	January 27, 2004
Signature	<i>Linda M. Ginsberg</i>		

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